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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 WILBERT LESLIE,

10 Petitioner,

11 vs.

12 E. K. MCDANIEL, et al.,

13 Respondents.
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Case No. 3:08-CV-00453-ECR-(VPC)

ORDER

15 The Court denied Petitioner's Application to Proceed in Forma Pauperis (#2) and
16 told Petitioner to pay the filing fee. Order (#3). Petitioner has not paid the fee within the allotted
17 time, despite a letter (#4) from Petitioner indicating otherwise.

18 IT IS THEREFORE ORDERED that this action is **DISMISSED** without prejudice
19 for Petitioner's failure to pay the filing fee. The Clerk of the Court shall enter judgment
20 accordingly.

21 DATED: October 7, 2008

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24 EDWARD C. REED
United States District Judge
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